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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/027,456	12/21/2001	Jose Munoz	9326	1545

21905 7590 07/20/2004

CONNORS ASSOCIATES
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EXAMINER

PATEL, TAJASH D

ART UNIT	PAPER NUMBER
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3765

DATE MAILED: 07/20/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Supplemental
Notice of Allowability**

Application No.

10/027,456

Examiner

Tejash D Patel

Applicant(s)

MUNOZ ET AL.

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Examiner's Amdt on 7/14/04.
2. ☒ The allowed claim(s) is/are 1-9, 11-27 and 29-31.
3. ☒ The drawings filed on 12 February 2002 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

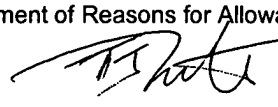
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


Tejash D Patel
Primary Examiner
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SUPPLEMENTAL EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with John Connors on July 14, 2004.

2. The application has been amended as follows:

IN THE CLAIMS:

Claims 10 and 28 have been cancelled.

In claim 11, on line 1, "The knee pad of claim 10 where" has been changed to

-- A knee pad adapted to cover the knee of a user comprising
a body having an open side, an elbow section and a leg section,
said elbow section and a leg section joined to form a corner, and
a strap member attached to the leg section that enables the user
to secure the knee pad to the user's knee with the knee placed into the
open side and seated against the corner,

said body being formed from a plurality of separate segments including a front segment having opposed side edges and an inner edge, a pair of side segments, and an elbow segment, each side segment attached to one of the opposed side edges of the front segment, and the elbow segment attached to the inner edge of the front segment,

said side segments being substantially at a right angle to the front segment when the strap member secures the knee pad to the user's knee wherein --.

In claim 29, on line 1, "The method of claim 28 where" has been changed to

-- A method of making a knee pad adapted to cover the knee of a user comprising

(a) providing plurality of separate segments each made of a durable, pliable sheet material, said segments including a front segment having opposed side edges and an outer edge and inner edge, a pair of side segments each having an inner edge, outer edge, a forward end and a rear end, and an elbow segment having opposed side edges and an inner edge and an outer edge, said side edges of the elbow segment being spaced apart so that the elbow segment is longer than a predetermined width of the knee pad being made,

(b) forming said segments into a body having an open side, an elbow section and a leg section by

(i) overlapping a portion of the front segment along the inner edge of the front segment with a portion of the elbow segment along the inner edge of said elbow segment and connection the overlapping portions together,

(ii) overlapping the front segment along one side edge with a portion of the one side segment along the inner edge of said one side segment and connecting the overlapping portions together,

(iii) overlapping the other side edge of the front segment with a portion of the other side segment along the inner edge of said other side segment and connecting the overlapping portions together, and

(iv) overlapping a portion of the front segment along the inner edge of the front segment with a central portion of the elbow segment along the inner edge of said elbow segment and connecting the overlapping portions together so that opposed portions of the elbow segment at said side edges of the elbow segment may be bent inward,

(v) bending the connected segments inward and overlapping the opposed portions of the elbow segment respectively with the forward ends of each side segment and connecting together the overlapping portions the

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opposed portions of the elbow segment with each said forward ends, and

(c) attaching a strap member to extend between the side segments, said side segments and said elbow segment being substantially at a right angle to the front angle to the front segment when the strap member secures the knee pad to the user's knee wherein --

3. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tejash D Patel whose telephone number is (703) 306-9184. The fax phone number for this group is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0861.

July 14, 2004



TEJASH PATEL
PRIMARY EXAMINER